

UNITED STATES DISTRICT COURT

DISTRICT

OF

MASSACHUSETTS

UNITED STATES OF AMERICA

06 CR 10230 NG

v.

WARRANT FOR ARREST

Case Number:

HUGH BRIAN HANEY

To: The United States Marshal
and any Authorized United States Officer

RECEIVED
U.S. MARSHAL SERVICE
BOSTON, MA
JUL 31 4:05 PM

YOU ARE HEREBY COMMANDED to arrest Hugh Brian Haney
Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☒ INDICTMENT ☐ INFORMATION ☐ COMPLAINT ☐ ORDER OF COURT ☐ VIOLATION OF NOTICE ☐ PROBATION VIOLATION PETITION

CHARGING HIM OR HER WITH (brief description of offense)

conspiracy to possess with intent to distribute and to distribute oxycodone; distribution of oxycodone

in violation of Title 21 United States Code, Section(s) 846, 841

Name of Issuing Officer

CLERK OF COURT

Title of Issuing Officer

Signature of Issuing Officer

Boston, MA; August . 2006

Date and Location

Bail fixed at \$

BY

RETURN

THIS WARRANT WAS RECEIVED AND EXECUTED WITH THE ARREST OF THE ABOVE NAMED DEFENDANT
AT

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

COPY

UNITED STATES OF AMERICA)

2006 AUG 24 A 9:56

v.)

No. 06-10347-01
DISTRICT OF MASS.

HUGH BRIAN HANEY)

et al.,)

Defendants.)


GOVERNMENT'S MOTION TO UNSEAL INDICTMENT

The United States Attorney hereby respectfully moves the Court to unseal the indictment in this case. In support thereof, the government states that the defendant has been arrested, and there is no longer a need for secrecy.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By:


RACHEL E. HERSHFANG
Assistant U.S. Attorney

Dated: August 24 2006

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

06 CR 10230 NG

UNITED STATES OF AMERICA

V.

HUGH BRIAN HANEY,

Defendant

VIOLATION:

21 U.S.C. §846-
Conspiracy to Possess
with Intent to Distribute
and to Distribute
Oxycodone

21 U.S.C. § 841(a)(1)-
Possession of Oxycodone
with intent to Distribute
and Distribution of
Oxycodone

21 U.S.C. §853 -
Criminal Forfeiture

INDICTMENT

COUNT ONE: (21 U.S.C. § 846 - Conspiracy to Possess with Intent to Distribute and to Distribute Oxycodone)

The Grand Jury charges that:

From a date unknown, but from at least in or about October, 2005, and continuing until a date unknown, but at least in or about February, 2006, at Andover, in the District of Massachusetts, Columbus, in the Southern District of Ohio, and elsewhere,

HUGH BRIAN HANEY,

defendant herein, did knowingly and intentionally combine,
conspire, confederate and agree with others known and unknown to

the Grand Jury to possess with intent to distribute, and to distribute, oxycodone, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

All in violation of Title 21, United States Code, Section 846.

COUNT TWO: (21 U.S.C. § 841(a)(1) - Possession with Intent to Distribute and Distribution of Oxycodone)

The Grand Jury further charges that:

On or about December 22, 2005, at Andover, in the District of Massachusetts, and at Columbus, in the Southern District of Ohio,

HUGH BRIAN HANEY,

defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, a quantity of oxycodone, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

CRIMINAL FORFEITURE ALLEGATION

(21 U.S.C. § 853)

The Grand Jury further charges that:

1. Upon conviction of one or more of the offenses alleged in Counts One and Two of this indictment,

HUGH BRIAN HANEY

defendant herein, shall forfeit to the United States for its use and benefit any and all property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of the offenses, and any and all property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offenses, including, without limitation:

a. \$1,325 sent in the form of two USPS Money Orders to Rush Receipt, Ltd, 4865 Sawmill Rd, #116, Columbus, Ohio, on 12/28/05.

2. If any of the forfeitable property described in paragraph 1 above, as a result of any act or omission of the defendant -

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

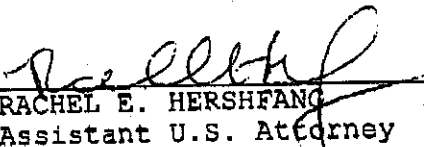
it is the intention of the United States, pursuant to Title 21,

United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property described in paragraph 1 of this paragraph.

All in violation of Title 21, United States Code, Section 853.

A TRUE BILL


FOREPERSON OF THE GRAND JURY


RACHEL E. HERSHFANG
Assistant U.S. Attorney

DISTRICT OF MASSACHUSETTS; August 3, 2006

Returned into the District Court by the Grand Jurors
and filed.


DEPUTY CLERK

1:56

JS 45 (5/97) - (Revised USA Form 10/15/05)

06 CR 10230 NG

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency DEACity Andover Related Case Information:County Essex Superseding Ind./ Inf. N Case No. _____
Same Defendant _____ New Defendant _____
Magistrate Judge Case Number _____
Search Warrant Case Number _____
R 20/R 40 from District of _____

Defendant Information:

Defendant Name Hugh Brian Haney Juvenile ☐ Yes ☒ No

Alias Name _____

Address Columbus, OHBirth date (Year only): _____ SSN (last 4 #): 1021 Sex M Race: W Nationality: U.S.

Defense Counsel if known: _____ Address: _____

Bar Number: _____

U.S. Attorney Information:

AUSA Rachel E. Hershfang, 748-3249 Bar Number if applicable _____Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Victims: ☐ Yes ☒ No If Yes, are there multiple crime victims under 18 U.S.C. §3771(d)(2) ☐ Yes ☐ NoMatter to be SEALED: ☒ Yes ☐ No☒ Warrant Requested ☐ Regular Process ☐ In Custody

Location Status:

Arrest Date: _____

☐ Already in Federal Custody as _____ in _____
☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial
☐ On Pretrial Release: Ordered by _____ on _____Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 2

Continue on Page 2 for Entry of U.S.C. Citations

☐ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 8/3/06Signature of AUSA: Rachel E. Hershfang

JS 45 (5/97) - (Revised USAO MA 11/15/05) Page 2 of 2 or Reverse

06 CR 10230 NG

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Hugh Brian Haney

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>consp. to poss. with intent to distrib. oxycodone</u>	<u>1</u>
Set 2	<u>21 USC 841</u>	<u>distribution of oxycodone</u>	<u>2</u>
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: